

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

<b>CERNER CORPORATION,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 04-1033-CV-W-GAF</b>
	)	
<b>VISICU, INC.,</b>	)	
	)	
<b>Defendant.</b>	)	

**ORDER DENYING MOTION FOR A TEMPORARY INJUNCTION**

Presently before the Court is Defendant Visicu, Inc.’s (“Visicu”) Motion for a Temporary Injunction. (Doc. # 579). Visicu seeks to enjoin Plaintiff Cerner Corporation (“Cerner”) from selling or offering for sale its INet Virtual product for a period of 18 months in light of Cerner’s alleged misappropriation of three Visicu trade secrets, namely the Gap Analysis, the Anderson Document, and the eLert Guide. (Doc. ## 579-80). Cerner opposes, arguing Visicu has not established irreparable harm or the inadequacy of remedies at law, and, alternatively, arguing the requested injunction is overly broad in time and scope. (Doc. # 586). Upon thorough review of the parties’ respective arguments, the Court finds Visicu had adequate remedies at law and, therefore, equitable relief is inappropriate. Accordingly, Visicu’s Motion is **DENIED**.

**IT IS SO ORDERED.**

s/ Gary A. Fenner  
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Gary A. Fenner, Judge  
United States District Court

DATED: May 20, 2010